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Patent
Q041



CANCELLED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:
HIRSCHBERG

SERIAL NO. : 09/750,832

FILED: DEC. 28, 2000

FOR: AN IMPLANTABLE
INTRACRANIAL PHOTO
APPLICATOR FOR LONG TERM
FRACTIONATED PHOTODYNAMIC
AND RADIATION THERAPY IN THE
BRAIN AND METHOD OF USING
THE SAME

Examiner: unassigned

Group Art Unit: unassigned

REQUEST FOR EXTENSION OF TIME
TO RESPOND TO NOTICE OF MISSING PARTS
37 CFR 1.53(B); 1.136(A)
(small entity)

Hon. Commissioner of Patents and Trademarks
Washington DC 20231

Sir:

In reply to the Notice of Missing Parts mailed Feb. 16, 2001, please grant
an extension of time of three months to respond, namely to July 16, 2001.
As stated below a complete response was filed on June 25, 2001. Enclosed is a
check for the appropriate small entity fee for extension.

The substitute drawings, a true and correct copy of which were submitted
as shown in Exhibit 1 on June 25, 2001, included the correct margins as required
in the reminder Notice of July 18, 2001. Attached as Exhibit 2 is a true and

RECEIVED

AUG 10 2001

TECHNOLOGY CENTER
AUG 10 2001

08/03/2001 CNGUYEN 00000086 09750832

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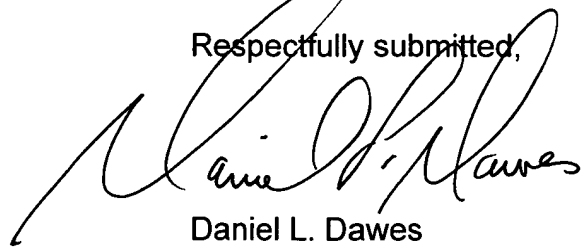
445.00 OP

correct copy of the return postcard for the same. Hence a complete response was submitted to the Office within 5 months and within a three month extension of the date of mailing of the Notice of Feb. 16, 2001. Note that a partially complete response to the Notice of Feb. 16, 2001 was previously filed with an one month extension request and fee (\$55.00) on May 16, 2001. However, the three month extension request and extension fee were not previously submitted.

Therefore, a three month extension request and extension fee (\$445.00) is now submitted to avoid the possibility of abandonment. Three months extension is requested because a complete response was filed and all requirements were met within 5 months. Applicant thus requests a finding that a complete request was submitted within 5 months and that the request and fee now submitted be found to satisfy the Office requirements.

However, if for any reason it is determined that four months extension is required, the applicant hereby requests four months extension to Aug. 16, 2001 and authorizes an appropriate charge to our deposit account 01-1960 for any deficit or to credit any surplus beyond the enclosed check for \$445.00.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Daniel L. Dawes", is written over the typed name and contact information.

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